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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Tucker et al.

Application No.: 09/813,214

Filed: March 20, 2001

For: *MORAXELLA CATARRHALIS*  
OUTER MEMBRANE PROTEIN-106  
POLYPEPTIDE, GENE SEQUENCE  
AND USES THEREOF

Group Art Unit: 1645

Examiner: Khatol Shahnan-Shah

Attorney Docket No.: 7969-089-999

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**RESPONSE UNDER 37 C.F.R. § 1.111**  
**WITH AMENDMENTS WITH SECTION 607(c) NOTICE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the outstanding Office Action, dated August 23, 2002, please enter the amendments below and consider the following remarks. Submitted herewith are: (1) Appendix A, a "marked-up" version of the claims as amended; (2) Appendix B, a "clean" version of the claims upon entry of the present amendment; (3) a Petition for an Extension of Time to Respond under 37 C.F.R. §1.136(a) for three months from September 23, 2002 to and including December 23, 2002 together with authorization for the necessary fee; (4) a Fee Transmittal for claims newly added herein; and (5) a copy of each of U.S. Patent Nos. 6,335,018 issued January 1, 2002; 6,440,424 issued August 27, 2002 and 6,440,425 issued August 27, 2002 attached as Exhibits A-C. It is noted that a Notice Under 37 C.F.R. §1.607(c) constitutes a part of this response. A Supplemental Information Disclosure Statement with additional references will be submitted shortly.

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02 FC:1201 252.00 CH